

EXPRESS MAIL LABEL NO.: EL 751168123 US

FORM PTO-1390
(REV. 11-2000)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

GJH-0005

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

09/869,984

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

INTERNATIONAL APPLICATION NO.

PCT/US00/00993

INTERNATIONAL FILING DATE

14 January 2000 (14.01.00)

PRIORITY DATE CLAIMED

15 January 1999 (15.01.99)

TITLE OF INVENTION

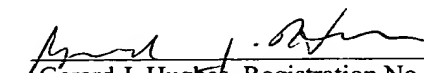
HYDROPROCESSING USING BULK GROUP VIII/GROUP VIB CATALYSTS

APPLICANT(S) FOR DO/EO/US

Stuart L. Soled, Sabato Miseo, Roman Krycak, Hilda B. Vroman, Teh Chung Ho, and Kenneth L. Riley

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is the **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
 2. ☒ This is the **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
 3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
 4. ☒ The US has been elected by the expiration of 19 months from the priority date (Article 31).
 5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☒ is not required, as the application was filed in the United States Receiving Office (RO/US).
 6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
 7. ☒ Amendments to the claims of the International Application number PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
 8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
 9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
 10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
- Items 11 to 20 below concern document(s) or information included:**
11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
 12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
 13. ☐ A **FIRST** preliminary amendment.
 14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
 15. ☐ A substitute specification.
 16. ☐ A change of power of attorney and/or address letter.
 17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
 18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
 19. ☐ A second copy of the English translation of the international application under 35 U.S.C. 154(d)(4).
 20. ☒ Other items or information:
 - **THIS APPLICATION IS A CONTINUATION-IN-PART OF U.S. SERIAL NO. 09/231,156 FILED JANUARY 15, 1999, WHICH IS A CONTINUATION-IN-PART OF U.S. SERIAL NO. 08/900,389 FILED JULY 15, 1997.**
 - **THE US PATENT OFFICE ACTED AS RO, ISA AND IPEA.**

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)		INTERNATIONAL APPLICATION NO.		ATTORNEY'S DOCKET NUMBER	
09/869,984		PCT/US00/00993		GJH-0005	
21. <input checked="" type="checkbox"/> The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492(a) (1) - (5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO. \$1000.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$860.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$710.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$690.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00 ENTER APPROPRIATE BASE FEE AMOUNT =				CALCULATIONS	PTO USE ONLY
				\$100.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$130.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	
Total claims	8- 20 =	0	x \$18.00	\$0.00	
Independent claims	1- 3 =	0	x \$80.00	\$0.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$270.00	\$0.00	
TOTAL OF ABOVE CALCULATIONS =				\$230.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$	
SUBTOTAL =				\$230.00	
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
TOTAL NATIONAL FEE =				\$230.00	
* Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$40.00	
TOTAL FEES ENCLOSED =				\$270.00	
				Amount to be refunded:	\$
				charged:	\$
a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed.					
b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>05-1330</u> in the amount of <u>\$270.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed.					
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>05-1330</u> . A duplicate copy of this sheet is enclosed.					
d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.					
SEND ALL CORRESPONDENCE TO:					
EXXONMOBIL RESEARCH AND ENGINEERING COMPANY P. O. BOX 900 ANNANDALE, NJ 08801-0900					
 Gerard J. Hughes, Registration No. 41,855 Attorney for Applicants					

"PATENT"

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:	§	
Stuart L. Soled, et al.	§	EXAMINER: Not Assigned
	§	
PCT APPL. NO: PCT/US00/00993	§	GROUP ART UNIT: Not Assigned
	§	
US SERIAL NO.: 09/869,984	§	ATTY. DOCKET NO.: GJH-0005
	§	
FILED: January 14, 2000	§	DATE: August 21, 2001
	§	
FOR: HYDROPROCESSING USING	§	
BULK GROUP VIII/GROUP VIB	§	
CATALYSTS	§	

Honorable Commissioner for Patents
Washington, D.C. 20231

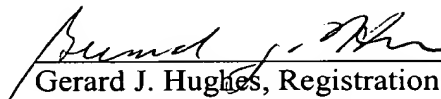
RESPONSE TO NOTICE OF ABANDONMENT

The above-identified application was abandoned in the United States on August 6, 2001, because Deposit Account No. 05-1330 had insufficient funds to cover the Basic Filing Fee submitted by applicants on July 9, 2001.

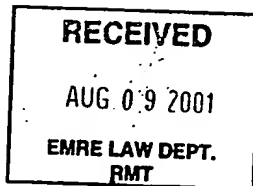
Deposit Account No. 05-1330 should now have sufficient funds to cover all fees. Applicants enclose herewith: (1) a copy of the Notice of Abandonment; (2) a Petition for Revival of an International Application for Patent Designating the U.S. Abandoned Unintentionally Under 37 C.F.R. 1.137(b); (3) a Fee Transmittal submitting the Petition Fee in the amount of \$1,240.00; (4) a Second Submission using Form PTO 1390, Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing Under 35 U.S.C. 371, with a duplicate copy of page 2 for submission of the filing fees; (5) a Declaration from the inventors; and (6) an Assignment with recordation sheet. The Commissioner is authorized to charge any additional fees which may be due to Deposit Account No. 05-1330.

Applicants respectfully request that this application be revived and submitted for examination by the U.S. Patent Office.

Respectfully submitted:


Gerard J. Hughes, Registration No. 41,855
Attorney for Applicants

Correspondence Address:
ExxonMobil Research and Engineering Company
P. O. Box 900
Annandale, New Jersey 08801-0900



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: ASSISTANT COMMISSIONER FOR PATENTS
Box PCT
Washington, D.C. 20231

U.S. APPLICATION NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/869984	SOLED	S GJH-0005
INTERNATIONAL APPLICATION NO.		
PCT/US00/00993		
LA. FILING DATE	PRIORITY DATE	
14 JAN 00	15 JAN 99	
DATE MAILED: 06 AUG 2001		

GERARD J HUGHES
EXXONMOBIL RESEARCH AND ENGINEERING
PO BOX 900
ANNANDALE, NJ 08801 0900

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as

☐ a Designated Office (37 CFR 1.494), ☐ an Elected Office (37 CFR 1.495), has made the following determination:

- ☐ Applicant's letter of express abandonment received ☐ is in compliance with CFR 1.138 and is hereby acknowledged.
- ☒ Applicant has failed to provide the full U.S. Basic National Fee by ☐ 20 months (37 CFR 1.494(b)(2)), ☒ 30 months (37 CFR 1.495(b)(2)).
- ☐ Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed ☐ within the time period set therein.
- ☐ Applicant has failed to properly respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed ☐ within the time period set therein. See the attached NOTIFICATION OF DEFECTIVE RESPONSE (Form PCT/DO/EO/916).
- ☒ Other.
05-1330 Had Insufficient funds for Basic Filing Fees

Therefore, the above identified application failed to meet the requirements of 35 U.S.C 371 and 37 CFR ☐ 1.494, ☐ 1.495 and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

Pat Booker, Paralegal

Telephone: 703-305-3738

FORM PCT/DO/EO/909 (May 1993)

AUG 13 2001